

**BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP**

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INTELLECTUAL PROPERTY LAW  
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**FACSIMILE COVER SHEET**

Deliver to: Anthony J. Daniels, USPTO Art Group: 2622  
 Facsimile No.: (571) 273-8300 Date: November 8, 2006  
 From: Thomas M. Coester, Reg. No. 39,637  
 Our Docket No.: 82772P009 Number of pages 23 including this sheet.  
 Application No.: 09/990,831 Filing Date: 11/9/2001  
 Docket Due Date(s): 11/8/2006 | 12/8/2006

Enclosed are the following documents:

<input checked="" type="checkbox"/> Amendment: <u>Response</u> ( <u>19</u> pgs)	<input type="checkbox"/> Issue Fee Transmittal
<input type="checkbox"/> Appeal Brief ( <u>    </u> pgs)	<input type="checkbox"/> Notice of Appeal
<input type="checkbox"/> Application: <u>                                    </u>	<input type="checkbox"/> Petition for: <u>                                    </u>
( <u>    </u> pgs) w/cover & abstract)	<input type="checkbox"/> Request for Continued Examination (RCE)
<input type="checkbox"/> Assignment & Cover Sheet ( <u>    </u> pgs)	<input type="checkbox"/> Reply Brief ( <u>    </u> pgs)
<input checked="" type="checkbox"/> Certificate of Facsimile <u>                    </u>	<input type="checkbox"/> Request & Certification Under 35 USC 122(b)(2)(B)(i)
<input type="checkbox"/> Continued Prosecution Application (CPA)	<input type="checkbox"/> Request to Rescind Previous Nonpublication Request
<input type="checkbox"/> Declaration & POA ( <u>    </u> pgs)	<input type="checkbox"/> Response to Notice of Missing Parts & Formalities Letter
<input type="checkbox"/> Drawings: <u>    </u> sheets, <u>    </u> figures	<input type="checkbox"/> Response to Written Opinion ( <u>    </u> pgs)
<input type="checkbox"/> Extension of Time: <u>                                    </u>	<input type="checkbox"/> Terminal Disclaimer
<input checked="" type="checkbox"/> Fee Transmittal (in duplicate)	<input type="checkbox"/> Transmittal of Publication Fee Due
<input type="checkbox"/> IDS & PTO/SB/08 ( <u>    </u> pgs)	<input checked="" type="checkbox"/> Transmittal Letter
<input checked="" type="checkbox"/> Other Fax Cover Sheet (1 pg)	

**CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8A)**

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 Susan M. Barrette

11/8/2006  
 Date

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<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application No.	09/990,831	
	Filing Date	November 9, 2001	
	First Named Inventor	Mark S. Knighton	
	Art Unit	2622	
	Examiner Name	Anthony J. Daniels	
Total Number of Pages in This Submission	23	Attorney Docket Number	82772P009

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached  <input checked="" type="checkbox"/> Amendment / Reply  <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> PTO/SB/08  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/Incomplete Application  <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; margin-top: 5px;">-Fax Cover Sheet (1 pg)</div>
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Thomas M. Coester, Reg. No. 39,637 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	<i>Thomas Coester</i>
Date	November 8, 2006

CERTIFICATE OF MAILING/TRANSMISSION			
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Typed or printed name	Susan M. Bartlette	Date	November 8, 2006
Signature	<i>Susan M. Bartlette</i>		

Based on PTO/SB/21 (09-04) as modified by Blakely, Sokoloff, Taylor & Zafman (ndc) 10/12/2006.  
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# FEE TRANSMITTAL for FY 2005

*Patent fees are subject to annual revision.*

Complete If Known

Application Number 09/990.831  
Filing Date November 9, 2001  
First Named Inventor Mark S. Knighton  
Examiner Name Anthony J. Daniels  
Art Unit 2622  
Attorney Docket No. 82772P009

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$) 0.00

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ None ☐ Other (please identify):  
☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman L.P.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee  
☒ Charge any additional fee(s) or underpayment of fee(s) ☐ Credit any overpayments  
under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.

## FEE CALCULATION

### 1. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
60	73	0	\$0.00
Independent Claims	7	0	\$0.00
Multiple Dependent			

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1202	60	2202	25	Claims in excess of 20
1201	200	2201	100	Independent claims in excess of 3
1203	360	2203	180	Multiple Dependent claim, if not paid
1204	780	2204	395	**Reissue independent claims over original patent
1205	300	2205	150	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (1) (\$) 0.00

\*\*for number previously paid, if greater. For Reissues, see below

### 2. ADDITIONAL FEES

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
101.1	130	2051	65	Surcharge - late filing fee or oath
101.2	60	2052	25	Surcharge - late provisional filing fee or cover sheet
201.3	130	2053	130	Non-English specification
121.1	120	2251	60	Extension for reply within first month
121.2	450	2252	225	Extension for reply within second month
121.3	1,020	2253	610	Extension for reply within third month
121.4	1,690	2254	785	Extension for reply within fourth month
121.5	2,180	2255	1,080	Extension for reply within fifth month
140.1	500	2401	250	Notice of Appeal
140.2	600	2402	250	Filing a brief in support of an appeal
140.3	1,000	2403	500	Request for oral hearing
140.1	1,510	2451	1,510	Petition to Institute a public use proceeding
140.0	130	2480	130	Petitions to the Commissioner
180.7	50	1807	50	Processing fee under 37 CFR 1.17(c)
180.6	180	1806	100	Submission of Information Disclosure Sheet
180.9	790	1809	385	Filing a submission after final rejection (37 CFR § 1.129(b))
181.0	790	2810	305	For each additional invention to be examined (37 CFR § 1.129(b))

Other fee (specify)

SUBTOTAL (2)

(\$)

Fee Paid

## SUBMITTED BY

Name (Print/Type) Thomas M. Coester

Registration No. 39,637  
(Attorney/Agent)

Telephone (310) 207-3800

Signature

*Thomas Coester*

Date 11/08/06

Based on FTM/BA/17 (12-04) as modified by Blakely, Sokoloff, Taylor & Zafman (w/r) 12/18/2004.  
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**FEE TRANSMITTAL  
for FY 2005**

Patent fees are subject to annual revision

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

0.00

## Complete If Known

Application Number 09/990,831  
 Filing Date November 9, 2001  
 First Named Inventor Mark S. Knighton  
 Examiner Name Anthony J. Daniels  
 Art Unit 2622  
 Attorney Docket No. 82772P009

**METHOD OF PAYMENT (check all that apply)**

☐ Check ☐ Credit card ☐ Money Order ☐ None ☐ Other (please identify):  
☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee  
☒ Charge any additional fee(s) or underpayment of fee(s) ☐ Credit any overpayments  
 under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.

**FEE CALCULATION****1. EXTRA CLAIM FEES**

	Extra Claims	Fee from below	Fee Paid
Total Claims	60 - 73* = 0	x 50.00 =	\$0.00
Independent Claims	5 - 7* = 0	x 200.00 =	\$0.00
Multiple Dependent			

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	50	2202	25	Claims in excess of 20
1201	300	2201	100	Independent claims in a case of 3
1203	360	2203	180	Multiple Dependent claim, if not paid
1204	750	2204	385	**Release independent claims over original patent
1205	300	2205	150	**Release claims in excess of 20 and over original patent

SUBTOTAL (1) (\$)

0.00

\*\*or number previously paid, if greater. For Releases, see below

**2. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
100.1	100	2051	55	Surcharge - late filing fee or oath	
100.2	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
202.0	130	2053	130	Non-English specification	
121.1	120	2251	60	Extension for reply within first month	
121.2	450	2252	225	Extension for reply within second month	
121.3	1,020	2253	510	Extension for reply within third month	
121.4	1,590	2254	795	Extension for reply within fourth month	
121.5	2,160	2255	1,080	Extension for reply within fifth month	
141.1	500	2401	250	Notice of Appeal	
141.2	600	2402	250	Filing a brief in support of an appeal	
141.3	1,000	2403	600	Request for oral hearing	
141.1	1,510	2451	1,510	Petition to institute a public use proceeding	
141.0	130	2460	130	Petitions to the Commissioner	
181.7	50	1807	60	Processing fee under 37 CFR 1.17(a)	
181.6	180	1806	180	Submission of Information Disclosure Sheet	
181.9	750	1809	395	Filing a submission after final rejection (37 CFR § 1.129(u))	
181.0	790	2910	395	For each additional invention to be examined (37 CFR § 1.129(c))	

Other fee (specify)

SUBTOTAL (2)

(\$)

**SUBMITTED BY**

## Complete (if applicable)

Name (Print/Type) Thomas M. Coester

Registration No.  
(Attorney/Agent)

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Signature

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Date

11/08/06

Based on PTC-5B/17 (12-04) as modified by Blakely, Sokoloff, Taylor & Zafman (w/12/15/2004)  
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Attorney's Docket No.: 082772.P009

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In re Application for:

Mark S. Knighton, et al.

Application No.: 09/990,831

Filed: November 9, 2001

For: **DISPLAY, INPUT AND FORM  
FACTOR FOR PORTABLE  
INSTRUMENTS**

Examiner: Anthony J. Daniels

Art Unit: 2622

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P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION**

In response to the Final Office Action mailed September 08, 2006, in connection with the above referenced patent application, Applicants respectfully request reconsideration in view of the following amendments and remarks.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 14 of the paper.